



MAIL STOP APPEAL BRIEF-PATENTS

Attorney Docket No. 25043

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

DIETRICH, et al.

Serial No.: 10/505,138

Group Art: 1618

Filed: August 19, 2004

Examiner: SILVERMAN, E.

For: **ORAL DOSAGE FORM CONTAINING A PDE 4 INHIBITOR AS AN
ACTIVE INGREDIENT AND POLYVINYLPIRROLIDON AS EXCIPIENT**

REQUEST FOR ORAL HEARING

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Appellant hereby requests an Oral Hearing before the Board of Patent Appeals and Interferences for the captioned application. The Examiner's Answer was mailed June 2, 2009. Pursuant to 37 C.F.R. §41.47(b), a Request for Oral Hearing may be filed within two (2) months of the date of the Examiner's Answer. Since August 2, 2009, was a Sunday, appellant may file such a Request on the following business day, August 3, 2009. Accordingly, this request is timely filed pursuant to 37 C.F.R. §41.47(b).

08/04/2009 SZEWDIE1 00000000 10505138

01 FC:1403

1000.00 0P

The required fee of \$1080.00 under 37 C.F.R. §41.20 (b)(3) is enclosed herewith.

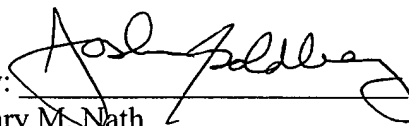
However, the Commissioner is specifically authorized to charge Deposit Account No. 14-0112 for any additional charges in connection with this appeal.

Respectfully submitted,
THE NATH LAW GROUP

Date: August 3, 2009

THE NATH LAW GROUP
112 South West Street
Alexandria, VA 22314

Tel: (703) 548-6284
Fax: (703) 683-8396

By: 
Gary M. Nath
Registration No. 26,965
Joshua B. Goldberg
Registration No. 44,126
Charles D. Niebylski
Registration No. 46,116
Customer No. 34375